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Attorneys for defendant  
International Business Machines Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

RALPH I. MILLER, an individual, and as  
Successor-in-Interest to Best-of-China.Com,  
Inc., a California Corporation,

Plaintiff,

vs.

INTERNATIONAL BUSINESS MACHINES  
("IBM") CORPORATION,

Defendant.

CASE NO. C 02 2118 MJJ

**Order modifying the Court's standing order  
governing discovery disputes**

Judge: Hon. Maria-Elena James

Trial Date: June 12, 2006

Upon consideration of the motion of defendant International Business Machines Corporation ("IBM") to modify the Court's standing order and its April 6, 2006 order (document no. 408) governing discovery disputes, and in light of Judge Jenkins' schedule setting the case for trial for June 12 and a number of other upcoming deadlines prior to trial, the Court finds that IBM's motion should be granted as follows:

1. Motions will be limited to four double-spaced pages, exclusive of exhibits.
2. A party will have three business days in which to file a four-page opposition.
3. The moving party will have one business day to file a reply.

1 4. Prior to filing a motion, counsel will confer in person on the telephone.

2 So ordered.

3 Dated: April 18, 2006

/s/

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Maria-Elena James  
United States Magistrate Judge